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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Burkly et al.

Serial No: 09/804,490

Filed: March 12, 2001

For: Hedgehog and Patched Antagonists  
for Inhibiting Cell and Tissue Growth  
and Differentiation and Uses Thereof.

Attorney Docket No. CIBT-P01-114

Art Unit: 1642

Examiner: M. Brannock

JUN 1 2004

TECH CENTER 1600/2900

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:

May 25, 2004

Date of Signature  
and of Mail Deposit

  
Ginny Blundell

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INTERVIEW SUMMARY**

Sir:

This paper is being filed in response to the Interview Summary mailed, May 14, 2004, in connection with the above referenced application.

Remarks begin on page 2 of this paper.

### **REMARKS**

Applicants thank the Examiner for courtesies extended during a telephonic interview conducted on May 11, 2004. Examiner Michael Brannock and practitioner Melissa Rones participated in the interview. Applicants further thank the Examiner for the thorough and accurate interview summary detailing the content of the telephonic interview. The interview summary was mailed on May 14, 2004. As outlined in MPEP 713.04, Applicants provide herewith a summary of the telephonic interview.

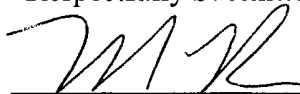
As outlined in the Examiner's summary, a telephonic interview was conducted on May 11, 2004. During the telephonic interview, the Examiner informed the practitioner that the response to the outstanding Restriction Requirement had not been entered into the system. The practitioner assured the Examiner that a response had been timely filed, and that the practitioner had a stamped postcard verifying that the response had been timely filed. The Examiner advised the practitioner to send, via facsimile to the official fax number the following: a copy of the previously filed response to the outstanding restriction requirement, a copy of the stamped postcard, and a brief statement explaining the submission. The practitioner sent the requested papers to the official fax number on May 11, 2004.

No further issues were discussed during the telephonic interview. Specifically, there was no discussion of the pending claims, the possible prior art, or the substantive issues raised in the last official action.

### CONCLUSION

Applicants submit that the pending claims are in condition for allowance. Early and favorable reconsideration is respectfully solicited. The Examiner may address any questions raised by this submission to the undersigned at 617-951-7000. Applicants believe that no fee is due. However, should an extension of time or other fee be required, Applicants hereby petition for same and request that the extension fee and any other fee required for timely consideration of this submission be charged to **Deposit Account No. 18-1945**.

Respectfully Submitted,



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Melissa S. Rones  
Reg. No. 54,408

Date: May 25, 2004

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